GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 against Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District - Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No.167 **Dated:07-09-2022.**
Read the following:

From the DG, ACB, Vijayawada, Rc.No.69/DES-VVZ/2019-S.12, Dt.23.12.2021.

-:0:-

ORDER:

It is proposed to hold an inquiry against Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District, in accordance with the procedure laid down in rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District is directed to submit her written statement of defence within ten (10) days of the receipt of the order.

4. Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District is informed that an inquiry will be held only in respect of those article of charges as are not admitted. She should, therefore, specifically admit or deny article of charge.

5. Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District is further informed that if she does not submit her written statement of defence on or before the period specified at Para (3) above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against her ex-parte.

6. Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interests in representation is received on her behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. Datla Keerthi, the then District B.C. Welfare Officer, Vizianagaram District "through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the dated acknowledged served copy)
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.167, BCW(D) Dept., Dt:07.09.2022]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SMT. DATLA KEERTHI, THE THEN DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM DISTRICT :-

That Smt. Datla Keerthi, District B.C. Welfare Officer, Vizianagaram District while functioning as such during the period between 13.06.2018 and 14.11.2019 (till the date of Surprise Check) committed grave misconduct in as much as:

Charge No. 1:

That the Government Servant did not perform her duties as per the prescribed norms for shifting of Government B.C. Welfare Hostel for Boys, Pedduru, Pusapatirega Mandal, Vizianagaram District to under construction building. The District B.C. Welfare Officer, Vizianagaram gave oral permission to the Hostel Welfare Officer through Assistant B.C. Welfare Officer for shifting the Hostel to under-construction building without proper verification and without the approval of the District Collector/ Deputy Director and thereby contravened Rules 3 (1) & 3 (2) of APCS (Conduct) Rules, 1964.

Thus, the Government Servant Smt. Datla Keerthi, D/o Jagannadha Raju, 35 Years, District B.C. Welfare Officer, Vizianagaram District by her above-mentioned acts has exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Govt. Servant and thereby contravened Rule 3 (1) & 3 (2) of APCS (Conduct) Rules, 1964.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER

[Annexure to G.O.Rt.No.167, BCW(D) Dept., Dt:07.09.2022]

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SMT. DATLA KEERTHI, THE THEN DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM DISTRICT:-

Charge No.1:

That the Government Servant did not perform her duties as per the prescribed norms for shifting of Government B.C. Welfare Hostel for Boys, Pedduru, Pusapatirega Mandal, Vizianagaram District to under construction building. The District B.C. Welfare Officer, Vizianagaram gave oral permission to the Hostel Welfare Officer through Assistant B.C. Welfare Officer for shifting the Hostel to under-construction building without proper verification and without the approval of the District Collector/ Deputy Director and thereby contravened Rules 3 (1) & 3 (2) of APCS (Conduct) Rules, 1964.

Statement Of Imputations For Charge No.1:

The following facts, oral and documentary evidence is on record to substantiate the above charge: -

Facts:

i. During the surprise check, the Assistant B.C. Welfare Officer Sri Chalapaka Pydi Raju, S/o Surya Raju stated that Smt. D. Keerthi, District B.C. Welfare Officer, Vizianagaram District gave oral permission to Sri Bonula Appalakonda, Hostel Welfare Officer for shifting the hostel to the under-construction building.

ii. The Director, B.C. Welfare, A.P., Vijayawada has furnished the letter Rc. No. D/1137/2020, dated:15.06.2020 duly stating that "If amenities are not sufficient to the Hostel Boarders, the present hostel building can be shifted to another building with requisite facilities and amenities necessary for boarders searched by Hostel Welfare Officer with the approval of the District Collector on the recommendations of District B.C. Welfare / Dy. Director.

But the Government Servant has not followed the above procedure in vogue, while shifting the B.C. Welfare Hostel building for Boys at Pedduru Village, Pusapatirega Mandal, Vizianagaram District in 2019.

Oral Evidence:

i. Smt. Botcha Lalitha Kumari, W/o Late D. Ravi, 43 Years, Office Sub-ordinate, Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District, R/o Ambedkar Colony, China Bogili, Sithanagaram, Bobbili, Vizianagaram District:- She stated that she is working as Office Subordinate since 01.08.2015 and residing in Ambedkar Colony, Vizianagaram Town. The Government B.C. Welfare Boys Hostel is in a private building and the building is under construction, etc. facts.

ii. Smt. K.Malathi, W/o Late Bhaskara Rao, 46 Years, Watchwoman, Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District, R/o Near Panchayathi Office, Bhogapuram, Vizianagaram District: She stated that she is working as Watchwoman and residing in Bhogapuram, Vizianagaram District. The Government B.C. Welfare Boys Hostel is in a private building and the building is under construction, etc. facts.

iii. Smt. Pudi Parvathi, W/o Kanakam, 54 Years, Watchwoman, Government B.C. Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, VZM, R/o Apartment D. No. S2, 3rd Floor, Rajeev Nagar Colony, Vizianagaram: She stated that she is working as Watchwoman and residing in Rajeev Nagar Colony, Vizianagaram. The Government B.C. Welfare Boys Hostel is in a private building and the building is under construction, etc. facts.

iv. Sri Chalapaka Pydi Raju, 59 Years, Assistant B.C. Welfare Officer, Vizianagaram (Urban), Vizianagaram District: He speaks about his presence in the hostel during the surprise check held by the ACB Officials on 14.11.2019. The Government B.C. Welfare Boys Hostel is in a private building and the building is under construction. There is no written permission/orders obtained from concerned superior officers for shifting the building and he only obtained oral permission from Smt. D. Keerthi, District B.C. Welfare Officer, Vizianagaram District and gave instructions to Hostel Welfare Officer, etc. facts.

v. Sri Sivvam Mallikarjuna Radha Krishna, S/o Late Lakshmana Swamy, Age; 50 years, Asst. Controller, Legal Metrology, Vizianagaram District, R/o Flat No. 203, Haripriya Heaven Apartment, KRM Colony, Visakhapatnam.

vi. Sri Maradana Damodhara Naidu, S/o Late Raja Gopala Rao, Age; 28 years, Senior Asst. O/o Deputy Controller, Legal Metrology, Vizianagaram, R/o Raminaiduvalasa Village, KPD Valasa Post, Jiyyammavalasa Mandal, Vizianagaram District.

They are the mediators; they will speak about the surprise check proceedings, seizure of records, and examination of the witness.

Documentary Evidence:

i. Letter Rc. No. D/1137/2020, dated:15.06.2020 of the Director, Backward Classes Welfare, A.P., Vijayawada: Where the Director submitted that "If amenities are not sufficient to the Hostel Boarders, the present hostel building can be shifted to another building with requisite facilities and amenities necessary for boarders searched by Hostel Welfare Officer with the approval of the District Collector on the recommendations of District B.C. Welfare / Dy. Director".
ii. Surprise Check Report dated:14.11.2019: Mediators report drafted in the A.P. Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District on 14.11.2019.

Hence, the charge against the Government Servant that she did not perform her duties as per the prescribed norms for shifting of Government B.C. Welfare Hostel for Boys, Pedduru, Pusapatirega Mandal, Vizianagaram District to under construction building. The District B.C. Welfare Officer, Vizianagaram gave oral permission to the Hostel Welfare Officer through Assistant B.C. Welfare Officer for shifting the Hostel to under-construction building without proper verification and without the approval of the District Collector/ Deputy Director is held substantiated.

Thus, the Government Servant Smt. Datla Keerthi, D/o Jagannadha Raju is a native of Nagaram Village, Makavarapalem Mandal, Vizianagaram District by her above-mentioned acts has exhibited lack of integrity, devotion to duty, and conduct unbecoming of a Government Servant and thereby contravened Rules 3 (1) and 3 (2) of APCS (Conduct) Rules, 1964.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER

[Annexure to G.O.Rt.No.167, BCW(D) Dept., Dt:07.09.2022]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SMT. DATLA KEERTHI, THE THEN DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM DISTRICT ARE PROPOSED TO BE SUSTAINED:

Doc. No.	Description of the Document and purpose
01	Mediators report drafted in the A.P. Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District on 14.11.2019
02	Letter Rc. No. D/1137/2020, dated: 15.06.2020 of the Director, Backward Classes Welfare, A.P., Vijayawada
03	Original Signed statement (SI.No.01 to 04) mentioned in Annexure-III

Any other document if necessary, it will be produced at the time of enquiry.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER

[Annexure to G.O.Rt.No.167, BCW(D) Dept., Dt:07.09.2022]

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SMT. DATLA KEERTHI, THE THEN DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM DISTRICT ARE PROPOSED TO BE SUSTAINED:

Witness No.	Name of the Witness and Purpose
01	Smt. Botcha Lalitha Kumari, W/o Late D. Ravi, 43 Years, Office Sub-ordinate, Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District, R/o Ambedkar Colony, China Bogili, Sithanagaram, Bobbili, Vizianagaram District
02	Smt. K. Malathi, W/o Late Bhaskara Rao, 46 Years, Watchwoman, Government Backward Classes Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, Vizianagaram District, R/o Near Panchayathi Office, Bhogapuram, Vizianagaram District
03	Smt. Pudi Parvathi, W/o Kanakam, 54 Years, Watchwoman, Government B.C. Welfare Boys Hostel, Pedduru, Pusapatirega Mandal, VZM, R/o Apartment D. No. S2, 3rd Floor, Rajeev Nagar Colony, Vizianagaram
04	Sri Chalapaka Pydi Raju, 59 Years, Assistant B.C. Welfare Officer, Vizianagaram (Urban), Vizianagaram District
05	Sri Sivvam Mallikarjuna Radha Krishna, S/o Late Lakshmana Swamy, Age; 50 years, Asst. Controller, Legal Metrology, Vizianagaram District, R/o Flat No. 203, Haripriya Heaven Apartment, KRM Colony, Visakhapatnam
06	Sri Maradana Damodhara Naidu, S/o Late Raja Gopala Rao, Age; 28 years, Senior Asst. O/o Deputy Controller, Legal Metrology, Vizianagaram, R/o Raminaiduvalasa Village, KPD Valasa Post, Jiyyammavalasa Mandal, Vizianagaram District
07	Sri C. Bhaskar Reddy, Inspector of Police, Anti Corruption Bureau, Vizianagaram Range, Vizianagaram
08	Sri M. Maheswara Rao, Inspector of Police, Anti Corruption Bureau, Vizianagaram Range, Vizianagaram

Any other witness, if necessary, he/she will be produced at the time of enquiry.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER